

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Arbitration - SUITS – Settlement of Arbitration Award in respect of work of “deepening the right side berm of Upputeru from M.18/6 to 18/6+330 upto (-)3.12 mts. Level” by manual labour awarded to Sri M. Vijayarama Raju, Contractor, vide L.S.Agreement No.87/SE/79-80, dated 21-03-1980 for an amount of Rs.79,297/- as full and final settlement - Orders – Issued.

IRRIGATION & C.A.D. (ARB.) DEPARTMENT.

G.O.(Ms.)No. 224

Dated the 29th July, 2009.

Read the following:-

1. Judgement dated 11-06-2007 of Hon'ble High Court of A.P., passed in CMA 1042/99 and CRP No.2805/93.
2. From Sri M.Vijayarama Raju, Contractor, Bhimavaram, W.G.Dist., representation dated 04-10-2007. (received through the Hon'ble M(S.W.).
3. Govt.Memo.No.55281/ARB/08, I & CAD Dept., dated 04-04-2008.
4. From the ENC, (Irrgn.) , I & CAD Dept., Hyd., Lr.No.ENC (I)/DCE(GDS)/OT2/AE/ARB/Upputeru/08, dt.30-12-2008.
5. From the ENC, (Irrgn.) , I & CAD Dept., Hyd., Lr. No.ENC(I) /DCE(GDS)/OT2/AEE2/ARB/Upputeru/08, dated 16-01-2009.

--::--

ORDER:

The Hon'ble High Court in its judgement 1st read above had passed orders directing the Principal Secretary to Government, I & CAD Department, Secretariat, Hyderabad to conciliate and settle the claims of Sri M. Vijaya- ramaraju, Contractor duly hearing both sides and after giving notice and opportunity to both the parties in the cases.

2. Pursuant to the said orders, Sri M.Vijayarama Raju, Contractor, in his representation 2nd read above, has requested for an amicable settlement in the matter.

3. The Government, in Memo.third read above, has referred the case to the Conciliation Committee constituted for Andhra Region for negotiations with the contractor.

4. The Conciliation Committee for Andhra Region, in its report fourth read above, has recommended for an amount of Rs.79,297/- for final settlement of the Arbitration Award under reference.

5. The Principal Secretary to Govt., I & CAD Department, has held final conciliation with Sri M.Vijayarama Raju, Contractor and settled the case for an amount of Rs.79,297/- as full and final payment. Sri M. Vijayarama Raju, Contractor has accepted the same and submitted a notarized affidavit duly agreeing to accept the said amount and to withdraw all his legal proceedings of Andhra Pradesh High Court or in any other Courts, if the said amount is paid to him in respect of the said work.

P.T.O.

6. After careful examination of the matter, Government hereby sanction an amount of Rs.79,297/- (Rupees seventy nine thousand two hundred and ninety seven only) as full and final settlement of the Arbitration Award dated 27-10-1990 in respect of work of "deepening the right side berm of Upputeru from M.18/6 to 18/6+330 upto (-)3.12 mts. Level" by manual labour awarded to Sri M.Vijayarama Raju, Contractor, vide L.S.Agreement No.87/SE/79-80, dated 21-03-1980.

7. The amount sanctioned in para (6) above, shall be debited to the following Head of Ac count: "4701 - COL on FCP 03 Drainage MH (103) Civil Works - GH(11) NSP - SH(07) GDA - 530/531 Other expenditure".

8. The Engineer-in-Chief, (Irrgn.), I & CAD Department, Hyderabad, is directed to arrange to pay the amount sanctioned at para para (6) above to Sri M.Vijayarama Raju, S/o.Subba Raju, Contractor, duly deducting the amounts that are recoverable on whatsoever account.

9. This order issues with the concurrence of Finance (W&P) Dept. vide their U.O.No.1120/F7(A1)/09-1, dated 30-03-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
The Engineer-in-Chief, (Irrgn.), & CAD Department,
Jalasoudha Buildings, Errum Manzil, Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Director of Works Accounts, A.P., Hyderabad.
The Joint Director, Works Accounts, Vijayawada.
The Deputy Pay and Accounts Officer, Vijayawada.
Sri M.Vijayarama Raju, S/o.Subba Raju, Contractor, Door
No.27-16-2/5, A.S.R.Nagar, Bhimavaram - 534 202,
West Godavari District.

Copy to:

The Superintending Engineer, Irrigation Circle, Eluru - 534 006.
The I & CAD (P&B) Department.
The Finance (W&P) Department. (with a request
to release LOC for the sanctioned amount).
The Accountant-General, Andhra Pradesh, Hyderabad.
The Learned Advocate-General, High Court of
Andhra Pradesh, High Court Buildings, Hyderabad.
The Govt.Pleader for Irrgn., High Court of Andhra Pradesh, High
Court Buildings, Hyderabad.
S.F. S.Cs.

// FORWARDED :: BY ORDER //

SECTION OFFICER.